



Entered on Docket
September 25, 2006

Hon. Linda B. Riegler
United States Bankruptcy Judge

STUTMAN, TREISTER & GLATT, P.C.
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Counsel for the Official Committee Of
Equity Security Holders Of USA Capital First Trust Deed Fund, LLC

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:
USA COMMERCIAL MORTGAGE COMPANY,
Debtor.

BK-S-06-10725-LBR
Chapter 11

In re:
USA CAPITAL REALTY ADVISORS, LLC,
Debtor.

BK-S-06-10726-LBR
Chapter 11

In re:
USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,
Debtor.

BK-S-06-10727-LBR
Chapter 11

In re:
USA CAPITAL FIRST TRUST DEED FUND, LLC,
Debtor.

BK-S-06-10728-LBR
Chapter 11

In re:
USA SECURITIES, LLC,
Debtor.

BK-S-06-10729-LBR
Chapter 11

Affects

- ☒ All Debtors
☐ USA Commercial Mortgage Co.
☐ USA Securities, LLC
☐ USA Capital Realty Advisors, LLC
☐ USA Capital Diversified Trust Deed
☐ USA First Trust Deed Fund, LLC

DATE: 9/28/06
TIME: 9:30 a.m.

1 **STIPULATION AND ORDER CONTINUING DEADLINE FOR THE OFFICIAL**
 2 **COMMITTEE OF EQUITY SECURITY HOLDERS OF USA CAPITAL FIRST TRUST**
 3 **DEED TO RESPOND TO (1) APPLICATION TO EMPLOY AND RETAIN RAY**
 4 **QUINNEY & NEBEKER P.C. AS COUNSEL FOR THE DEBTORS; (2) APPLICATION**
 5 **BY DEBTOR AND DEBTOR-IN-POSSESSION FOR AUTHORIZATION TO RETAIN**
 6 **AND EMPLOY SCHWARTZER & McPHERSON LAW FIRM AS COUNSEL UNDER**
 7 **GENERAL RETAINER; (3) DEBTORS' MOTION FOR ORDER AUTHORIZING (I)**
 8 **THE EMPLOYMENT AND RETENTION OF MESIROW FINANCIAL INTERIM**
 9 **MANAGEMENT, LLC AS CRISIS MANAGERS FOR THE DEBTORS, AND (II) THE**
 10 **DESIGNATION OF THOMAS J. ALLISON OF MESIROW FINANCIAL INTERIM**
 11 **MANAGEMENT, LLC AS CHIEF RESTRUCTURING OFFICER FOR THE DEBTORS**
 12 **AND THE EMPLOYMENT OF CERTAIN TEMPORARY EMPLOYEES; AND (4)**
 13 **MOTION TO INCREASE THE DEBTORS' 180-DAY EXCLUSIVE PERIOD TO**
 14 **CONFIRM PLANS OF REORGANIZATION TO DECEMBER 31, 2006**
 15 **(AFFECTS ALL DEBTORS)**

16 IT IS HEREBY STIPULATED and AGREED by and between the Official
 17 Committee of Equity Security Holders of USA Capital First Trust Deed Fund, LLC (the "FTD
 18 Fund Committee") by and through its attorneys Stutman, Treister & Glatt P.C. and Shea &
 19 Carlyon, Ltd., and the above-captioned debtors (the "Debtors") by and through their attorneys
 20 Ray, Quinney & Nebeker P.C. and Schwartzer McPherson Law Firm, as follows:

21 WHEREAS the following motions are scheduled to be heard on September 28,
 22 2006:

23 (1) Application To Employ And Retain Ray Quinney & Nebeker P.C. As Counsel
 24 For The Debtors (the "Ray Quinney Application");

25 (2) Application By Debtor And Debtor-In-Possession For Authorization To
 26 Retain And Employ Schwartzer & McPherson Law Firm As Counsel Under General Retainer
 27 (the "Schwartzer Application");

28 (3) Debtors' Motion For Order Authorizing (I) The Employment And Retention
 Of Mesirow Financial Interim Management, LLC As Crisis Managers For The Debtors, And (II)
 The Designation Of Thomas J. Allison Of Mesirow Financial Interim Management, LLC As
 Chief Restructuring Officer For The Debtors And The Employment Of Certain Temporary
 Employees. (the "Mesirow Motion"); and


(4) Motion To Increase The Debtors' 180-Day Exclusive Period To Confirm Plans
 Of Reorganization To December 31, 2006 (the "Exclusivity Motion").

1 WHEREAS the deadline to respond to the Ray Quinney Application, the
2 Schwartzer Application, and the Mesirow Motion is September 21, 2006;

3 WHEREAS the deadline to respond to the Exclusivity Motion is September 25,
4 2006;

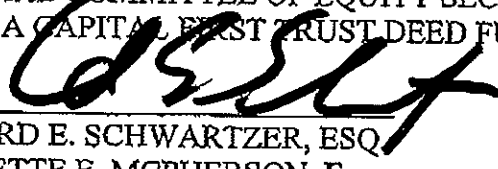
5 NOW, THEREFORE, the FTD Fund Committee and the Debtors hereby stipulate
6 and agree that the deadline to respond to the Ray Quinney Application, the Schwartzer
7 Application, the Mesirow Motion, and the Exclusivity Motion is extended to Tuesday,
8 September 26, 2006 at 12:00 p.m. Pacific Daylight Time.

9
10 Dated this 19th day of September, 2006.

11 By: 
12 FRANK A. MEROLA (CA State Bar No. 136934),
13 EVE H. KARASIK (CA State Bar No. 155356), and
14 ANDREW M. PARLEN (CA State Bar No. 230429), Members of
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19 and

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25 COUNSEL FOR THE
26 OFFICIAL COMMITTEE OF EQUITY SECURITY HOLDERS
27 OF USA CAPITAL FIRST TRUST DEED FUND, LLC

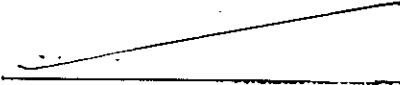
28 By: 
29 LENARD E. SCHWARTZER, ESQ.
30 JEANETTE E. MCPHERSON, Esq.
31 SCHWARTZER & MCPHERSON LAW FIRM
32 2850 South Jones Blvd, Suite 1
33 Las Vegas, Nevada 89146

34 and

1 ANNETTE W. JARVIS, ESQ.
2 RAY QUINNEY & NEBEKER P.C.
3 36 South State Street, Suite 1400
4 P.O. Box 43485
5 Salt Lake City, Utah 94145

6 ATTORNEYS FOR DEBTORS AND DEBTORS IN POSSESSION

7 Approved / Disapproved by:
8 OFFICE OF THE U.S. TRUSTEE

9 By: 
10 August B. Landis

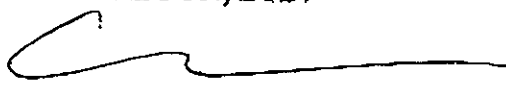
(unavailable)

11 ORDER

12 IT IS SO ORDERED.

13 PREPARED AND SUBMITTED by:

14 STUTMAN, TREISTER & GLATT, P.C. and
15 SHEA & CARLYON, LTD.

16 
17 By: _____
18 Andrew M. Parlen, Esq.
19 Shlomo S. Sherman, Esq.
20 Attorneys for the Official Committee of
21 Equity Security Holders of USA Capital First
22 Trust Deed Fund, LLC

23 ###